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1615  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kellner et al.

Serial No.: 09/844,257

Group Art Unit: 1615

Filed: April 28, 2000

Examiner: N/A

Title: METHODS AND REAGENTS FOR TISSUE  
ENGINEERING OF CARTILAGE IN VITRO

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

1/7/02  
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Anna P. Lucey  
Anna P. Lucey

Commissioner for Patents  
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER  
37C.F.R 1.97(b)

Submitted herewith on Form PTO-1449 is a list of documents known to Applicants, their Agent and/or Attorney in compliance with the requirements of 37 C.F.R. 1.56. A copy of each document listed is also being submitted herewith.

This Information Disclosure Statement is being filed before the mailing of the first office action on the merits; therefore, no fee is due.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO-1449.

This submission does not represent that a search has been made or that no better art exists. Nor does it constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fees due in connection with the filing of this Statement, please charge the fees to our **Deposit Account, No. 18-1945.**

Respectfully submitted,  
Ropes & Gray

By: 

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